

**From:** [Mueller, Brian](#)  
**To:** [Moore, Gary](#); [Sanchez, Carlos](#); [Moran, Gloria](#); [Werner, Robert](#); [Webster, Susan](#)  
**Cc:** [Webster, Susan](#); [Johnson, Lydia](#); [Shewmake, Kenneth](#); [Milburn, Anna](#); [Gilmore, Cathy](#)  
**Subject:** RE: Falcon Refinery  
**Date:** Monday, November 18, 2013 7:55:00 AM

---

Gary

I agree and I have started to discuss it with our contractor. I do not know if we have collected enough information to conduct a risk assessment of the dock area. I am in Superfund 101 training this week and may be able to have a conference call or come down for a short meeting to discuss this week. If that does not work I would suggest meeting next Mon or Tues.

Thanks

Brian W Mueller RPM  
EPA R6 Superfund  
214 665-7167

---

**From:** Moore, Gary  
**Sent:** Friday, November 15, 2013 10:25 AM  
**To:** Mueller, Brian; Sanchez, Carlos; Moran, Gloria; Werner, Robert; Webster, Susan  
**Cc:** Webster, Susan; Johnson, Lydia  
**Subject:** Falcon Refinery  
All:

I got a call from Stephen Halasz, TRC Solution. He indicated that LTR1 has worked out an agreement to pay their vendors that had liens on the property (TRC Solution, Gainco). He also indicated that they wanted to see if the dock cleaned up to the satisfaction of the Agency so that they could get a clean bill of health and then be able to get a loan using the dock as collateral. The only thing I can think of is to separate the site into operational units where the main refinery would be one operational unit and the dock the other. This site continues to drag on because they do not have any money and we have limited money. This may be a way to move this site forward and have the PRP spend their own money rather than the Agency moving in to do the work. The only other way would be for us to declare default and the removal program move in and get rid of the waste with the \$500,000 performance bond we have in house and we add an additional \$2.5 million+ to the pot out of removal funding (doubtful) and go take care of the waste on the site. In this case, it will be a long time before we are able to get reimbursed (if that even happens). There are no real good solutions due to our funding issues and the funding issues of the PRP. I think the operational units may be a good solution to move this project forward. We need to discuss as a team.

Thanks

**Gary Moore**  
Federal On-Scene Coordinator  
U.S. EPA Region 6  
214-789-1627 cell  
214-665-6609 office  
[moore.gary@epa.gov](mailto:moore.gary@epa.gov)



9597518